

EXHIBIT H

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION

ePLUS, INC. : Civil Action No.
vs. : 3:09CV620
LAWSON SOFTWARE, INC. : September 27, 2010

COMPLETE TRANSCRIPT OF THE FINAL PRETRIAL CONFERENCE
BEFORE THE HONORABLE ROBERT E. PAYNE
UNITED STATES DISTRICT JUDGE

APPEARANCES:

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Official Court Reporter
United States District Court

1 MS. STOLL-DeBELL: I don't think so, yes,
2 Your Honor. But we don't intend to send this back to
3 the jury. It's impeachment. We can withdraw it.

4 THE COURT: That would be a good thing.

5 MS. STOLL DeBELL: We're not claiming the
6 claim is indefinite for the word "catalog" either. I
7 wasn't following what his argument was.

8 THE COURT: Were you working on a gotcha?

9 MS. STOLL-DeBELL: To the extent that I'm
10 trying to win this case, Your Honor, yes, I intend to
11 --

12 THE COURT: The exhibit is withdrawn.
13 That takes care of all your exhibits, right?

14 MS. STOLL-DeBELL: Yes.

15 THE COURT: What else is left to do here so
16 we can decide how we're going to handle things
17 tomorrow?

18 MR. ROBERTSON: A couple housekeeping matters
19 I'd like to address tomorrow, Your Honor, but we have
20 the depositions. I think some time well spent would
21 be -- we've had some discussions about perhaps just
22 having the Court rule --

23 THE COURT: About what?

24 MR. ROBERTSON: Just having the Court rule on
25 papers that have been submitted with some of the

1 THE COURT: That will be fine. We're dealing
2 with a lot of things. If we have a problem, we'll
3 deal with them.

4 You-all need to come get your book of
5 exhibits. These belong to Ms. Stoll-DeBell. Leave my
6 stuff right here on my desk if you will.

7 We will see you-all in the morning at 11.

8 MR. ROBERTSON: You said 9:30, Your Honor.

9 THE COURT: 9:30 is a criminal matter. Would
10 you like to come over for that?

11 All right.

12

13 (The proceedings were adjourned at 5:31 a.m.)

14

15 I, P.E. Peterson, certify that the foregoing
16 is a true and accurate transcription of my
17 stenographic notes.

18 /s/ 10/04/10

19 P.E. PETERSON, RPR, CCR DATE

20

21 I, Diane J. Daffron, certify that the
22 foregoing is a true and accurate transcription of my
23 stenographic notes.

24 /s/ 10/04/10

25 DIANE J. DAFFRON, RPR, CCR DATE